

**IN THE
UNITED STATES
PATENT AND TRADEMARK OFFICE**

IN RE

APPLICATION OF: Shawn O'Neal

CASE: 70445.010100

INFORMATION DISCLOSURE

SERIAL NO.: 10/774,223

STATEMENT UNDER

37 C.F.R. §1.97(b)

FILED ON: February 6, 2004

FOR: IMPROVED LID FOR
BEVERAGE CONTAINERS

EXAMINER:

ATTENTION OF:

COMMISSIONER OF PATENTS
Arlington, VA 22313-1450

Dear Sir:

If any charges or fees must be paid in connection with the following communication, they may be paid out of our Deposit Account No. 502428.

In accordance with 37 C.F.R. §1.56 and §1.98, Applicant respectfully submits herewith an Information Disclosure Statement under 37 C.F.R. §1.97(b). Such submission is being made in connection with the above-captioned patent application prior to the mailing of a first Office Action on the merits.

The information, in part, comprises the following U.S. documents:

GREENBERG TRAURIG, LLP
77 West Wacker Drive
Suite 2500
Chicago, IL 60601
Telephone: (312) 456-8400
Facsimile: (312) 456-8435
Customer No. 34018

Richard D. Harris
Howard E. Silverman
John S. Pacocha
Douglas B. Teaney
Herbert H. Finn
Mark R. Galis
Gary R. Jarosik

27898
32492
25197
33459
38139
36805
35906

Richard E. Dick
James K. Cleland
Brad R. Bertoglio
Jeffrey P. Dunning
Thomas E. Williams
Cameron M. Nelson
Jeffrey G. Mote

27778
44619
47422
50686
54735
55486
48791

<u>PATENT NO.</u>	<u>ISSUE DATE</u>	<u>INVENTOR</u>
4,756,440	July 12, 1988	Gartner
5,050,759	September 24, 1991	Marble
5,348,181	September 20, 1994	Smith et al.
5,509,568	April 23, 1996	Warden et al.
5,518,134	May 21, 1996	Liu
Des. 379,928	June 17, 1997	Freek et al.
5,667,094	September 16, 1997	Rapchak et al.
5,749,491	May 12, 1998	Wylder et al.
5,799,814	September 1, 1998	Schafer et al.
5,863,655	January 26, 1999	Mock
6,047,852	April 11, 2000	Evans et al.
6,085,931	July 11, 2000	Sadow
6,230,923B1	May 15, 2001	Hung

<u>PUBLICATION NO.</u>	<u>PUB. DATE</u>	<u>INVENTOR</u>
2002/0020708 A1	February 21, 2002	Weiss et al.
2003/0089726 A1	May 15, 2003	Mazzarolo

The information, in part, comprises the following foreign documents:

<u>COUNTRY/REF. NO</u>	<u>PUB. DATE</u>	<u>BASIS FOR RELEVANCE</u>
EP 0 291 326 A1	November 17, 1988	English-language document
GB 2,205,309 A	December 7, 1988	English-language document
EP 0 269 032 B1	June 3, 1992	English-language document

OTHER DOCUMENTS

Photographs of automobile gasoline filler cap (3 pages) known to be in use and on sale prior to February 6, 2004.

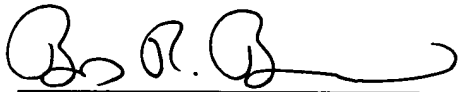
In accordance with the rules, copies of the foregoing references are attached for consideration by the Examiner.

Should anything further be required, a telephone call to the undersigned at (312) 456-8400 is respectfully requested.

Respectfully submitted,

GREENBERG TRAURIG, LLP

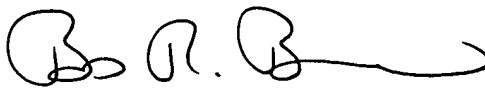
Dated: April 26, 2004


Brad R. Bertoglio

CERTIFICATE OF MAILING

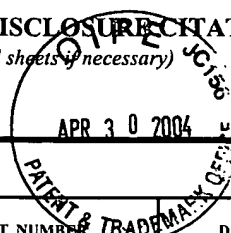
I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail on the date indicated below, pursuant to 37 C.F.R. §1.8, in an envelope postage prepaid and addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 26, 2004


Brad R. Bertoglio

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional) 70445.010100		Application Number 10/774,223	
Applicant(s) Shawn O'Neal			
Filing Date February 6, 2004		Group Art Unit	

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4,756,440	07/12/1988	Gartner	220	90.4	09/14/1987
		5,050,759	09/24/1991	Marble	220	90.4	10/12/1990
		5,348,181	09/20/1994	Smith et al.	220	254	12/30/1992
		5,509,568	04/23/1996	Warden et al.	220	711	12/09/1994
		5,518,134	05/21/1996	Liu	220	336	10/14/1994
		Des. 379,928	06/17/1997	Freek et al.	D9	447	06/06/1995
		5,667,094	09/16/1997	Rapchak et al.	220	339	04/29/1996
		5,749,491	05/12/1998	Wylder et al.	220	719	07/01/1996
		5,799,814	09/01/1998	Schafer et al.	220	254	07/30/1996
		5,863,655	01/26/1999	Mock	428	411.1	06/26/1994
		6,047,852	04/11/2000	Evans et al.	220	793	10/30/1998

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		EP 0 291 326 A1	11/17/1988	Europe	B65D	41/18	✓	
		GB 2,205,309 A	12/07/1988	United Kingdom	A47G	19/22	✓	
		EP 0 269 032 B1	06/03/1992	Europe	B65D	47/06	✓	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

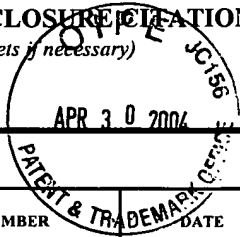
		Photographs of automobile gasoline filler cap (3 pages) known to be in use and on sale prior to February 6, 2004.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)



Docket Number (Optional) 70445.010100		Application Number 10/774,223
Applicant(s) Shawn O'Neal		
Filing Date February 6, 2004		Group Art Unit

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,085,931	07/11/2000	Sadow	220	375	07/16/1999
		6,230,923B1	05/15/2001	Hung	220	703	09/01/2000
		2002/0020708 A1	02/21/2002	Weiss et al.	220	366.1	03/20/2001
		2003/0089726 A1	05/15/2003	Mazzarolo	220	712	10/23/2002

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.